



General Assembly

Substitute Bill No. 1002

January Session, 2009

* SB01002JUD 041609 *

AN ACT CONCERNING THE DEPARTMENT OF CONSUMER PROTECTION.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 20-306b of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2009*):

3 (a) One or more architects, each of whom is licensed under the
4 provisions of chapter 390, one or more landscape architects, each of
5 whom is licensed under the provisions of chapter 396, one or more
6 professional engineers or one or more land surveyors, each of whom is
7 licensed under the provisions of this chapter, may form a corporation
8 or limited liability company for the joint practice of architecture,
9 landscape architecture, professional engineering, [and] land surveying
10 services [,] or [for the joint practice of architecture and professional
11 engineering services, or for the joint practice of architecture and land
12 surveying services, or for the joint practice of professional engineering
13 and land surveying services] any combination of such practices or
14 services, provided (1) one or more persons licensed as architects,
15 landscape architects, engineers or land surveyors under chapter 390 or
16 396 or this chapter [together] own not less than two-thirds of the
17 voting stock of the corporation or not less than two-thirds of the voting
18 interests of the limited liability company, and the members of each
19 profession forming the corporation or limited liability company

20 together own at least twenty per cent of the voting stock of the
21 corporation or at least twenty per cent of the voting interests of the
22 limited liability company, (2) the personnel in responsible charge of
23 the practice of architecture for such corporation or limited liability
24 company shall be licensed under chapter 390, [and] the personnel in
25 responsible charge of the practice of engineering or land surveying for
26 such corporation or limited liability company shall be licensed under
27 this chapter, and the personnel in responsible charge of the practice of
28 landscape architecture for such corporation or limited liability
29 company shall be licensed under chapter 396, and (3) such corporation
30 or limited liability company has been issued a joint certificate of
31 registration by the Department of Consumer Protection at the direction
32 of the Architectural Licensing Board, [and] the State Board of
33 Landscape Architects or the appropriate members of the State Board of
34 Examiners for Professional Engineers and Land Surveyors designated
35 to administer the provisions of this chapter with respect to professional
36 engineers or land surveyors. Such corporation or limited liability
37 company shall, upon request by the Architectural Licensing Board,
38 State Board of Landscape Architects or the State Board of Examiners
39 for Professional Engineers and Land Surveyors, provide the requesting
40 board with information concerning its officers, directors, members,
41 beneficial owners and all other aspects of its business organization.
42 Corporations for such joint practice in existence as of July 1, 1992, may
43 continue to be governed by the provisions of this subsection as revised
44 to 1989, provided the certificate issued under this section did not
45 expire more than two years before that date.

46 (b) Application by such corporation or limited liability company for
47 a certificate of registration under this section shall be made to [both] all
48 boards jointly on a form prescribed by the department and
49 accompanied by an application fee of four hundred fifty dollars. Each
50 such certificate shall expire annually and shall be renewable upon
51 payment of a fee of three hundred dollars, if all requirements of
52 chapter 390 or 396 and this chapter with respect to corporate or limited
53 liability company practice are met. The boards by joint action may

54 refuse to authorize the issuance or renewal of a certificate if any facts
55 exist which would entitle the boards to suspend or revoke an existing
56 certificate.

57 (c) Any corporation or limited liability company issued a certificate
58 under this section shall be required to comply with all provisions of
59 chapter 390 or 396 and this chapter with respect to corporate or limited
60 liability company practice.

61 (d) No such corporation or limited liability company shall be
62 relieved of responsibility for the conduct or acts of its agents,
63 employees, members or officers by reason of its compliance with the
64 provisions of this section, nor shall any individual practicing
65 architecture, landscape architecture, engineering or land surveying be
66 relieved of responsibility for services performed by reason of his or her
67 employment or relationship with such corporation or limited liability
68 company.

69 (e) All fees collected under this section shall be paid to the State
70 Treasurer for deposit in the General Fund.

71 (f) The Commissioner of Consumer Protection, with the advice and
72 assistance of the Architectural Licensing Board, the State Board of
73 Landscape Architects and the appropriate members of the State Board
74 of Examiners for Professional Engineers and Land Surveyors
75 designated to administer the provisions of this chapter with respect to
76 professional engineers or land surveyors, shall adopt regulations, in
77 accordance with chapter 54, to carry out the provisions of this section.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>July 1, 2009</i>	20-306b
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JUD *Joint Favorable Subst.*